

TRW 1638



I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on 09-12-05

[Signature]

PATENT
Attorney Docket No.: 14538A-004510US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

JAMES M. ROBERTS *et al.*

Application No.: 09/980,758

Filed: February 19, 2003

For: METHODS FOR INCREASING
PLANT CELL PROLIFERATION
BY FUNCTIONALLY
INHIBITING A PLANT CYCLIN
INHIBITOR GENE

Examiner: C. E. Collins

Art Unit: 1638

**RESPONSE TO RESTRICTION
REQUIREMENT**

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Restriction Requirement dated July 13, 2005, which set forth the following groups of claims:

- I. Claims 1-3, and 5-9, drawn to a polynucleotide targeting construct and a method for inactivating a D-like cyclin inhibitor via structurally disrupting the D-like cyclin inhibitor gene.
- II. Claims 4, and 10-14, drawn to a oligonucleotide and a method of antisense inhibition of the D-like cyclin inhibitor gene.
- III. Claims 15-16, drawn to a nucleotide sequence encoding a plant D-like protein.

Applicants elect to prosecute Group III, claims 15 and 16, with traverse. Applicants reserve the right to file a divisional or related application to the subject matter encompassed by any claim of a non-elected group.

Applicants believe all requirements for responding to the restriction requirement have been addressed. If a telephone conference would expedite this matter, the Examiner is respectfully encouraged to contact the undersigned accordingly.

Respectfully submitted,

Dated: 12 September 2005

By: Brian W. Poor
Brian W. Poor
Reg. No. 32,928

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, CA 94111
Tel.: (206) 467-9600
Fax: (415) 576-0300
60554543 v1